

U.S. DEPARTMENT OF COMMERCE
PATENT AND TRADEMARK OFFICE

**POWER OF ATTORNEY BY ASSIGNEE OF
ENTIRE INTEREST (REVOCATION OF
PRIOR POWERS AND APPOINTMENT OF
NEW POWER)**

Docket Number: 11746/46603

Application Number:
09/696,872

Filing Date:
October 26, 2000

Examiner
To be assigned

Art Unit
1646

Invention Title: **KDEL RECEPTOR INHIBITORS**

Inventor(s): **ROTHMAN, et al.**

Address to:
Commissioner for Patents
Washington D.C. 20231

As assignee of the entire interest of the above-identified application by virtue of executed Assignments, recorded in the U.S. Patent and Trademark Office on October 1, 1998, under Reel 9488, Frames 0038-0041 and on November 28, 1998, under Reel 9613, Frames 0320-0323, all powers of attorney previously given are hereby revoked and the following attorneys and/or agents are hereby appointed to prosecute and transact all business in the Patent and Trademark office connected therewith:

Charles R. Brainard (Reg. No. 21,069)
Stuart J. Sinder (Reg. No. 25,377)
Richard L. DeLucia (Reg. No. 28,839)
Richard S. Gresalfi (Reg. No. 31,960)
Steven J. Lee (Reg. No. 31,272)
Estelle J. Tsevdos (Reg. No. 31,145)
Thomas F. Meagher (Reg. No. 29,831)
Thomas J. Meloro (Reg. No. 33,538)
Deborah A. Somerville (Reg. No. 31,995)
Donna M. Praiss (Reg. No. 34,232)

Patrick J. Birde (Reg. No. 29,770)
Charles A. Weiss (Reg. No. 40,867)
Mitul Desai (Reg. No. 46,661)
Lawrence P. Casson (Reg. No. 46,606)
Elizabeth Wieckowski (Reg. No. 42,226)
Christine M. Martin (Reg. No. 39,762)
Kathryn M. Lumb (Reg. No. 46,885)
Payam Moradian (Reg. No. P-52,048)

SEND CORRESPONDENCE, AND DIRECT TELEPHONE CALLS TO:

Deborah A. Somerville
KENYON & KENYON
One Broadway
New York, New York 10004
(212) 425-7200 (phone)
(212) 425-5288 (facsimile)



26646
PATENT TRADEMARK OFFICE

SLOAN-KETTERING INSTITUTE FOR CANCER RESEARCH

Date: 7/19/02

By: *James S. Quirk*

Name: James S. Quirk

Title: Senior Vice President
Research Resources Management

COMBINED DECLARATION AND POWER OF ATTORNEY

(Original, Design, National Stage of PCT, Divisional, Continuation or C-I-P Application)

As a below named inventor, I hereby declare that:

My residence, post office address and citizenship are as stated below next to my name; I believe I am the original, first and sole inventor (if only one name is listed below) or an original, first and joint inventor (if plural names are listed below) of the subject matter which is claimed and for which a patent is sought on the invention entitled:

KDEL RECEPTOR INHIBITORS

This declaration is of the following type:

- ☒ original
- ☐ design
- ☐ national stage of PCT.
- ☐ divisional
- ☐ continuation
- ☐ continuation-in-part (C-I-P)

the specification of which: *(complete (a), (b), or (c))*

- (a) ☐ is attached hereto.
- (b) ☒ was filed on July 29, 1998 as Application Serial No. 09/124,671.
- (c) ☐ was described and claimed in PCT International Application No. filed on and was amended on *(if applicable)*.

Acknowledgement of Review of Papers and Duty of Candor

I hereby state that I have reviewed and understand the contents of the above identified specification, including the claims, as amended by any amendment referred to above.

I acknowledge the duty to disclose information which is material to the patentability of the subject matter claimed in this application in accordance with Title 37, Code of Federal Regulations § 1.56.

☐ In compliance with this duty there is attached an information disclosure statement. 37 CFR 1.98.

Priority Claim

I hereby claim foreign priority benefits under Title 35, United States Code, § 119(a)-(d) of any foreign application(s) for patent or inventor's certificate or of any PCT International Application(s) designating at least one country other than the United States of America listed below and have also identified below any foreign application(s) for patent or inventor's certificate or any PCT International Application(s) designating at least one country other than the United States of America filed by me on the same subject matter having a filing date before that of the application on which priority is claimed

(complete (d) or (e))

- 1) ☒ no such applications have been filed.
- 2) ☐ such applications have been filed as follows:

PRIOR FOREIGN/PCT APPLICATION(S) FILED		IN 12 MONTHS (6 MONTHS FOR DESIGN) PRIOR TO SAID APPLICATION		
COUNTRY	APPLICATION NO.	DATE OF FILING (day, month, year)	DATE OF ISSUE (day, month, year)	PRIORITY CLAIMED UNDER 35 USC 119 [] YES NO []
				[] YES NO []
				[] YES NO []
				[] YES NO []
ALL FOREIGN APPLICATION(S), IF ANY, FILED MORE THAN 12 MONTHS (6 MONTHS FOR DESIGN) PRIOR TO SAID APPLICATION				
				[] YES NO []
				[] YES NO []
				[] YES NO []

Claim for Benefit of Prior U.S. Provisional Application(s)

I hereby claim the benefit under Title 35, United States Code, § 119(e) of any United States provisional application(s) listed below:

Provisional Application Number	Filing Date

Claim for Benefit of Earlier U.S./PCT Application(s) under 35 U.S.C. 120

(complete this part only if this is a *divisional, continuation or C-I-P application*)

I hereby claim the benefit under Title 35, United States Code, § 120 of any United States application(s) or PCT international application(s) designating the United States of America that is/are listed below and, insofar as the subject matter of each of the claims of this application is not disclosed in the prior application(s) in the manner provided by the first paragraph of Title 35, United States Code § 112, I acknowledge the duty to disclose information as defined in Title 37, Code of Federal Regulations, § 1.56 which occurred between the filing date of the prior application(s) and the national or PCT international filing date of this application:

(Application Serial No.)	(Filing Date)	(Status) (patented, pending, abandoned)
--------------------------	---------------	---

(Application Serial No.)	(Filing Date)	(Status) (patented, pending, abandoned)
--------------------------	---------------	---


Power of Attorney

As a named inventor, I hereby appoint Dana M. Raymond, Reg. No. 18,540; Frederick C. Carver, Reg. No. 17,021; Francis J. Hone, Reg. No. 18,662; Joseph D. Garon, Reg. No. 20,420; Arthur S. Tenser, Reg. No. 18,839; Ronald B. Hildreth, Reg. No. 19,498; Thomas R. Nesbitt, Jr., Reg. No. 22,075; Robert Neuner, Reg. No. 24,316; Richard G. Berkley, Reg. No. 25,465; Richard S. Clark, Reg. No. 26,154; Bradley B. Geist, Reg. No. 27,551; James J. Maune, Reg. No. 26,946; John D. Mumane, Reg. No. 29,836; Henry Tang, Reg. No. 29,705; Robert C. Scheinfeld, Reg. No. 31,300; John A. Fogarty, Jr., Reg. No. 22,348; Louis S. Sorell, Reg. No. 32,439 and Rochelle K. Seide Reg. No. 32,300 of the firm of BAKER & BOTTS, L.L.P., with offices at 30 Rockefeller Plaza, New York, New York 10112, as attorneys to prosecute this application and to transact all business in the Patent and Trademark Office connected therewith

SEND CORRESPONDENCE TO: BAKER & BOTTS, L.L.P. 30 ROCKEFELLER PLAZA, NEW YORK, N.Y. 10112 CUSTOMER NUMBER: 21003	DIRECT TELEPHONE CALLS TO: BAKER & BOTTS, L.L.P. (212) 705-5000
---	--

I hereby declare that all statements made herein of my own knowledge are true and that all statements made on information and belief are believed to be true; and further that these statements were made with the knowledge that willful false statements and the like so made are punishable by fine or imprisonment, or both, under Section

1001 of Title 18 of the United States Code and that such willful false statement may jeopardize the validity of the application or any patent issued thereon.

FULL NAME OF SOLE OR FIRST INVENTOR	LAST NAME Rothman	FIRST NAME James	MIDDLE NAME E.
RESIDENCE & CITIZENSHIP	CITY New York	STATE or FOREIGN COUNTRY New York	COUNTRY OF CITIZENSHIP US
POST OFFICE ADDRESS	POST OFFICE ADDRESS 402 East 64th Street, Apt. 10B	CITY New York	STATE or COUNTRY New York
DATE 10/12/98	SIGNATURE OF INVENTOR 		
FULL NAME OF SECOND JOINT INVENTOR, IF ANY	LAST NAME Mayhew	FIRST NAME Mark	MIDDLE NAME
RESIDENCE & CITIZENSHIP	CITY Tarrytown	STATE or FOREIGN COUNTRY New York	COUNTRY OF CITIZENSHIP Great Britain
POST OFFICE ADDRESS	POST OFFICE ADDRESS 414 Benedict Avenue, Apt. 3E	CITY Tarrytown	STATE or COUNTRY New York
DATE	SIGNATURE OF INVENTOR		
FULL NAME OF THIRD JOINT INVENTOR, IF ANY	LAST NAME Hoe	FIRST NAME Mee	MIDDLE NAME H.
RESIDENCE & CITIZENSHIP	CITY Irvington	STATE or FOREIGN COUNTRY New York	COUNTRY OF CITIZENSHIP Malaysia
POST OFFICE ADDRESS	POST OFFICE ADDRESS 10 south Cottenet Street, 2S	CITY Irvington	STATE or COUNTRY New York
DATE	SIGNATURE OF INVENTOR		
FULL NAME OF FOURTH JOINT INVENTOR, IF ANY	LAST NAME	FIRST NAME	MIDDLE NAME
RESIDENCE & CITIZENSHIP	CITY	STATE or FOREIGN COUNTRY	COUNTRY OF CITIZENSHIP
POST OFFICE ADDRESS	POST OFFICE ADDRESS	CITY	STATE or COUNTRY
DATE	SIGNATURE OF INVENTOR		
FULL NAME OF FIFTH JOINT INVENTOR, IF ANY	LAST NAME	FIRST NAME	MIDDLE NAME
RESIDENCE & CITIZENSHIP	CITY	STATE or FOREIGN COUNTRY	COUNTRY OF CITIZENSHIP
POST OFFICE ADDRESS	POST OFFICE ADDRESS	CITY	STATE or COUNTRY
DATE	SIGNATURE OF INVENTOR		
FULL NAME OF SIXTH JOINT INVENTOR, IF ANY	LAST NAME	FIRST NAME	MIDDLE NAME
RESIDENCE & CITIZENSHIP	CITY	STATE or FOREIGN COUNTRY	COUNTRY OF CITIZENSHIP
POST OFFICE ADDRESS	POST OFFICE ADDRESS	CITY	STATE or COUNTRY
DATE	SIGNATURE OF INVENTOR		

FULL NAME OF SOLE OR FIRST INVENTOR	LAST NAME Rothman	FIRST NAME James	MIDDLE NAME E.
RESIDENCE & CITIZENSHIP	CITY New York	STATE or FOREIGN COUNTRY New York	COUNTRY OF CITIZENSHIP US
POST OFFICE ADDRESS	POST OFFICE ADDRESS 402 East 64th Street, Apt. 10B	CITY New York	STATE or COUNTRY New York
DATE	SIGNATURE OF INVENTOR		
FULL NAME OF SECOND JOINT INVENTOR, IF ANY	LAST NAME Mayhew	FIRST NAME Mark	MIDDLE NAME
RESIDENCE & CITIZENSHIP	CITY Tarrytown	STATE or FOREIGN COUNTRY New York	COUNTRY OF CITIZENSHIP Great Britain
POST OFFICE ADDRESS	POST OFFICE ADDRESS 414 Benedict Avenue, Apt. 3E	CITY Tarrytown	STATE or COUNTRY New York
DATE 08/28/98	SIGNATURE OF INVENTOR <i>Mark Mayhew</i>		
FULL NAME OF THIRD JOINT INVENTOR, IF ANY	LAST NAME Hoe	FIRST NAME Mee	MIDDLE NAME H.
RESIDENCE & CITIZENSHIP	CITY Irvington	STATE or FOREIGN COUNTRY New York	COUNTRY OF CITIZENSHIP Malaysia
POST OFFICE ADDRESS	POST OFFICE ADDRESS 10 south Cottenet Street, 2S	CITY Irvington	STATE or COUNTRY New York
DATE 08/25/98	SIGNATURE OF INVENTOR <i>Mee Hoe</i>		
FULL NAME OF FOURTH JOINT INVENTOR, IF ANY	LAST NAME	FIRST NAME	MIDDLE NAME
RESIDENCE & CITIZENSHIP	CITY	STATE or FOREIGN COUNTRY	COUNTRY OF CITIZENSHIP
POST OFFICE ADDRESS	POST OFFICE ADDRESS	CITY	STATE or COUNTRY
DATE	SIGNATURE OF INVENTOR		
FULL NAME OF FIFTH JOINT INVENTOR, IF ANY	LAST NAME	FIRST NAME	MIDDLE NAME
RESIDENCE & CITIZENSHIP	CITY	STATE or FOREIGN COUNTRY	COUNTRY OF CITIZENSHIP
POST OFFICE ADDRESS	POST OFFICE ADDRESS	CITY	STATE or COUNTRY
DATE	SIGNATURE OF INVENTOR		
FULL NAME OF SIXTH JOINT INVENTOR, IF ANY	LAST NAME	FIRST NAME	MIDDLE NAME
RESIDENCE & CITIZENSHIP	CITY	STATE or FOREIGN COUNTRY	COUNTRY OF CITIZENSHIP
POST OFFICE ADDRESS	POST OFFICE ADDRESS	CITY	STATE or COUNTRY
DATE	SIGNATURE OF INVENTOR		

FULL NAME OF SEVENTH JOINT INVENTOR, IF ANY	LAST NAME	FIRST NAME	MIDDLE NAME
RESIDENCE & CITIZENSHIP	CITY	STATE or FOREIGN COUNTRY	COUNTRY OF CITIZENSHIP
POST OFFICE ADDRESS	POST OFFICE ADDRESS	CITY	STATE or COUNTRY
DATE	SIGNATURE OF INVENTOR		

Check proper box(es) for any added page(s) forming a part of this declaration

- ☐ Signature for ninth and subsequent joint inventors. Number of pages added _____.
- ☐ Signature by administrator(trix), executor(trix) or legal representative for deceased or incapacitated inventor.
Number of pages added _____.
- ☐ Signature for inventor who refuses to sign, or cannot be reached, by person authorized under 37 CFR 1.47.
Number of pages added _____.